

Message Text

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ACTION AF-06

INFO OCT-01 ISO-00 OPIC-03 EB-07 AID-05 XMB-02 L-02 COME-00

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P 171424Z APR 75

FM AMEMBASSY LUSAKA

TO SECSTATE WASHDC PRIORITY 1505

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AF/E FOR AMBASSADOR WILKOWSKI

EO 11652: N/A

TAGS: EFIN

SUBJECT: TAW

REF: LUSAKA 0693

1. TALKED THIS MORNING WITH BOTH SILUNGWE AND MUNG'OMBA. FORMER WAS VERY TIGHT-LIPPED; SAID THERE REALLY NOTHING HAPPENING AT THIS POINT, GRZ WANTED AMICABLE SETTLEMENT OUTSIDE ARBITRATION, BUT PROSPECTS NOT PROMISING AND "IT IS UP TO MR. WOOD WHO IS VERY TOUGH."

2. MUNG'OMBA SAID HE HAD BEEN BROUGHT INTO TAW DISPUTE ONCE TO HAVE A TALK WITH WOOD. NOTHING CAME OF IT. GRZ HAD PROPOSED RENEGOTIATION OF THE CONTRACT TO RID IT OF SOME "UNFAIR BUSINESS ARRANGEMENTS", BUT WOOD WANTED SIMPLE REINSTATEMENT. GRZ THEN ASKED FOR DETAILED BREAKDOWN OF WOOD'S EXPENSES FOR PREPARING AMICABLE SETTLEMENT ON THE BASIS OF THOSE EXPENSES. WOOD WAS NOT WILLING TO PROVIDE EXPENSE BREAKDOWN. MUNG'OMBA SAID WOOD IS FOUNDING HIS CLAIM ON "LEGAL TECHNICALITIES" WHICH MUNG'OMBA THOUGHT ARTIBTRATORS WOULD REJECT AS BASIS FOR AN ARBITRAL AWARD. GRZ OFFICIALS WHO HAD INSTRUCTED MUNG'OMBA HAD "SHOWN EVERY WILLINGNESS TO REACH AMICABLE SETTLEMENT". ONE OF MAIN PROBLEMS WAS "WOOD'S ATTITUDE TOWARD THE WHOLE THING."

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3. ACCORDING TO MUNG'OMBA, NEXT STEP IN ARBITRATION
PROCEEDINGS IS PLEADINGS WHICH PRESUMABLY WILL BE SCHEDULED
WHEN ONE OR BOTH PARTIES ADVISE ICC THAT POSSIBILITIES FOR
AMICABLE SETTLEMENT OUTSIDE ARBITRATION HAVE BEEN EXHAUSTED.
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Message Attributes

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